

STATEMENT OF ISSUES ON APPEAL

- I. Whether the State of South Dakota is an "employer who is self-insured" as that term is used in SDCL 58-12-3?
- II. Whether the State of South Dakota is immune from claims for attorney fee awards pursuant to SDCL 58-12-3?
- III. Whether Claimant's attorney fee request is time-barred?
- IV. Whether Employer's denial of certain benefits was vexatious and unreasonable?
- V. Whether the provisions of SDCL 62-7-36 govern the amount of attorney fees that may be awarded pursuant to SDCL 58-12-3 in a workers' compensation case?
- VI. Whether the amount awarded by the Department is reasonable?
- VII. Whether the amount awarded by the circuit court on appeal is reasonable?